

**FEE TRANSMITTAL FOR FY 2005**

Effective on 12/08/2004. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

TOTAL AMOUNT OF PAYMENT (\$) 200.00**Complete if Known:**

Application No. 10/010,959
 Filing Date 11/30/2001
 First Named Inventor Mark Muhlestein
 Examiner Name Khoshnoodi, Nadia
 Art Unit 2137
 Attorney Docket No. 5693P272X

Applicant claims small entity status. See 37 CFR 1.27.**METHOD OF PAYMENT** (check all that apply)

Check Credit Card Money Order None Other (please identify)

 Deposit AccountDeposit Account Number : 02-2666

Deposit Account Name: _____

 The Director is Authorized to do the following with respect to the above-identified Deposit Account:

Charge fee(s) indicated below.

 Charge any additional fee(s) or underpayment of fee(s) during the pendency of this application.

Charge fee(s) indicated below except for the filing fee

 Credit any overpayments. Any concurrent or future reply that requires a petition for extension of time should be treated as incorporating an appropriate petition for extension of time and all required fees should be charged.

Warning: Information on this form may become public. Credit card information should not be included on this form.
 Provide credit card information and authorization on PTO-2038.

FEE CALCULATION**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Large Entity	Small Entity	Fee Description	Fees Paid (\$)
Fee	Fee	Fee	
Code	(\$)	Code	(\$)
1011	300	2011	Utility application filing fee 150
1111	500	2111	Utility search fee 250
1311	200	2311	Utility examination fee 100
			1,000/500

1012	200	2012	Design application filing fee 100
1112	100	2112	Design search fee 50
1312	130	2312	Design examination fee 65
			430/215

1013	200	2013	Plant filing fee 100
1113	300	2113	Plant search fee 150
1313	160	2313	Plant examination fee 80
			660/330

1004	300	2004	Reissue filing fee 150
1114	500	2114	Reissue search fee 250
1314	600	2314	Reissue examination fee 300
			1,400/700

1005	200	2005	Provisional application filing fee 100

SUBTOTAL (1) \$ 0.00

2. EXCESS CLAIM FEES

	<u>Extra Claims</u>	<u>Fee from below</u>	<u>Fees Paid (\$)</u>
Total Claims <u>45</u> - 41 or HP = <u>4</u>		X \$50.00	= \$200.00
HP = highest number of total claims paid for, if greater than 20			
Independent Claims <u>3</u> - 3 or HP = <u>0</u>		X \$200.00	= \$0.00
HP = highest number of independent claims paid for, if greater than 3			
Multiple Dependent Claims			

<u>Large Entity</u>	<u>Small Entity</u>	
Fee	Fee	Fee Description
Code	(\$)	Code (\$)
1202	50	2202 25
1201	200	2201 100
1203	360	2203 180
1204	200	2204 100
1205	50	2205 25
		Each claim over 20
		Each independent claim over 3
		Multiple dependent claims, if not paid
		Reissue: each claim over 20 and more than in the original patent
		Reissue: each independent claim more than in the original patent
SUBTOTAL (2) \$ 200.00		

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

<u>Total Sheets</u>	<u>Extra Sheets</u>	<u>Number of each add'l 50 or fraction thereof</u>	<u>Fee from below</u>	<u>Fees paid (\$)</u>
_____	- 100 = _____	/ 50 = _____ (round up to whole number)	X	\$250.00 _____

<u>Large Entity</u>		<u>Small Entity</u>		<u>Fee Description:</u> Application size fee for each additional group of 50 sheets beyond initial 100 sheets (count spec & drawings except sequences & program listings):
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1081	250	2081	125	Utility
1082	250	2082	125	Design
1083	250	2083	125	Plant
1084	250	2084	125	Reissue

SUBTOTAL (3) \$

FEE CALCULATION (continued)**4. OTHER FEE(S)**

				<u>Fees Paid (\$)</u>
Non-English Specification, \$130 fee (no small entity discount)				
<u>Large Entity</u>	<u>Small Entity</u>			
Fee Code	Fee (\$)	Fee Code	Fee (\$)	<u>Fee Description</u>
1051	130	2051	65	Surcharge - late filing fee or oath
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet
1053	130	1053	130	Non-English specification
1812	2,520	1812	2,520	For filing a request for ex parte reexamination
1813	8,800	1813	8,800	Request for inter parties reexamination
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action
1251	120	2251	60	Extension for reply within first month
1252	450	2252	225	Extension for reply within second month
1253	1,020	2253	510	Extension for reply within third month
1254	1,590	2254	795	Extension for reply within fourth month
1255	2,160	2255	1,080	Extension for reply within fifth month
1401	500	2401	250	Notice of Appeal
1402	500	2402	250	Filing a brief in support of an appeal
1403	1,000	2403	500	Request for oral hearing
1451	1,510	1451	1,510	Petition to institute a public use proceeding
1452	500	2452	250	Petition to revive - unavoidable
1453	1,500	2453	750	Petition to revive - unintentional
1501	1,400	2501	700	Utility issue fee (or reissue)
1502	800	2502	400	Design issue fee
1503	1100	2503	550	Plant issue fee
1462	400	1462	400	Petitions to the Commissioner (CFR 1.17(f) Group I)
1463	200	1463	200	Petitions to the Commissioner (CFR 1.17(g) Group II)
1464	130	1464	130	Petitions to the Commissioner (CFR 1.17(h) Group III)
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)
1806	180	1806	180	Submission of Information Disclosure Stmt
8021	40	8021	40	Recording each patent assignment per property (times number of properties)
1809	790	2809	395	For filing a submission after final rejection (see 37 CFR 1.129(a))
1814	130	2814	65	Statutory Disclaimer
1810	790	2810	395	For each additional invention to be examined (see 37 CFR 1.129(b))
1801	790	2801	395	Request for Continued Examination (RCE)
1802	900	1802	900	Request for expedited examination of a design application
1504	300	1504	300	Publication fee for early, voluntary, or normal pub.
1505	300	1505	300	Publication fee for republication
1803	130	1803	130	Request for voluntary publication or republication
1808	130	1808	130	Processing fee under 37 CFR 1.17(i) (except provisionals)
1454	1,370	1454	1,370	Acceptance of unintentionally delayed claim for priority
Other fee (specify) _____				
Other fee (specify) _____				
SUBTOTAL (4) \$ 0.00				

*Reduced by Basic Filing Fee Paid

SUBMITTED BY:

Typed or Printed Name: Jordan M. Becker

Signature: 

Date: 5/23/06

Reg. Number: 39,602

Telephone Number: 408-720-8300

Send to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450



Attorney Docket No.: 5693P272X

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application for:

Mark Muhlestein

Serial No.: 10/010,959

Filing Date: 11/31/2001

For: DECENTRALIZED VIRUS
SCANNING FOR STORED DATA

which is a continuation-in-part of:

Serial No.: 09/728,701

Filing Date: 12/01/2000

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Examiner: Khoshnoodi, Nadia

Group Art Unit: 2137

Examiner: Abrishamkar, Kaveh

Group Art Unit: 2131

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

5/23/06

(Date of Deposit)

Jenny Kim

JRK (Printed name)

5/23/06

(Signature)

(Date)

AMENDMENT AND RESPONSE TO FINAL OFFICE ACTION

Dear Sir:

In response to the final Office Action mailed on 2/23/06, please enter the following amendments and consider the remarks below: